IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.103 OF 2006
IN
NOTICE OF MOTION NO.2493 OF 2004
IN
SUIT NO.1518 OF 2002

M/s.VVF Limited — Appellant
vs.
The Board of Trustees of the
Port of Mumbai. — Respondents

Mr.M.P.S.Rao i/b.M/s.Pardiwala & Co. for the appellant.

Mr.U.J.Makhija for the respondent.

CORAM : R.M. LODHA &
ANOOP V. MOHTA, JJ.

DATED : 23rd February 2006

P.C.

Heard Mr.M.P.S.Rao, the learned counsel for the appellant and Mr.U.J.Makhija, the learned counsel for the respondent.

2. The learned motion Judge found that the plaintiff has not made out any prima facie case. We find no error in the consideration by the learned trial Judge. No fault is found in the impugned order.

3. Appeal is dismissed in limine.

4. Oral prayer for stay is rejected.

(R. M. LODHA, J.)

(ANOOP V. MOHTA, J.)